

Asset No. 8000285950

**Indexing Instructions:** Lot 205, Section "J", Kentwood Subdivision, Section 3, T2S, R8W, DeSoto County, Mississippi

**This document prepared by:**  
**First Guaranty Title, LLC**  
**825 Ridgewood Road**  
**Ridgeland, MS 39157**  
**(601) 957-5087**

## **QUITCLAIM DEED**

**STATE OF MISSISSIPPI**

**COUNTY OF DESOTO**

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which is hereby acknowledged, the undersigned Secretary of Veterans Affairs, an Officer of the United States of America, whose address is Department of Veterans Affairs, Washington, DC 20420 represented herein by Ocwen Federal Bank, FSB, by virtue of authority attached hereto, Grantor does hereby sell, convey and quitclaim unto Ralph F. Penniston and Linda J. Penniston, as joint tenants with full rights of survivorship and not as tenants in common, Grantees, the following described land and property situated DeSoto County, State of Mississippi, to-wit:

**LOT 205, SECTION "J", KENTWOOD SUBDIVISION LOCATED IN SECTION 3, TOWNSHIP 2 SOUTH, RANGE 8 WEST, DESOTO COUNTY, MISSISSIPPI, AS RECORDED IN PLAT BOOK 45 AT PAGE 33 IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.**

Pursuant to provisions of 38 U.S.C 3720(a) (6) the Secretary of Veterans Affairs does not seek to exercise exclusive jurisdiction over the within described property.

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WITNESS THE SIGNATURE of the undersigned this the 7th day of January 2005

Secretary of Veterans Affairs,  
An officer of the United States of America



By: MICHAEL MORELAND  
Its: Director, VA REO  
OCWEN Federal Bank, FSB  
Pursuant to a delegation of authority  
contained in 38 C.F.R. § 36.4342 (f)

STATE OF FLORIDA  
COUNTY OF ORANGE

PERSONALLY APPEARED before me, the undersigned authority in and for the said county and state on this 7th day of January, 2005 the within named, Michael Moreland, who acknowledged that he/she is the VA REO Director of Ocwen Federal Bank, FSB, for The Secretary of Veterans Affairs, an Officer of the United States, pursuant to a delegation of authority contained in 38 C.F.R. 36.4342(f), and that for and on behalf of the said Secretary of Veterans Affairs, and in said representative capacity and as its act and deed, he/she executed the above and foregoing instrument after first having been duly authorized by said Secretary of Veterans Affairs.

GIVEN under my hand and official seal, this the 7th day of January, 2005



Kerrie D. Vitorio  
My Commission DD918918  
Expires May 12, 2008

Kerrie D. Vitorio  
NOTARY PUBLIC

My Commission Expires:

Grantor:  
1675 Palm Beach Lakes Blvd., Suite 411  
West Palm Beach, FL 33401  
Phone: (561) 681-8848  
2ND # - N/A

Grantee:  
5632 KENTWOOD DRIVE  
HORN LAKE, MS 38637  
Phone: (662) 822-0567  
2ND# - N/A

AWARD/CONTRACT		1. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 350)		BK 492 PG 79	
CONTRACT (Proc. Inst. Ident.) NO. V101(93)P-2115		3. EFFECTIVE DATE AUGUST 27, 2003		4. REQUISITION/PURCHASE REQUEST/PROJECT NO. 101-03-4-5914-DD50/P.O.#101-Y37203	
ISSUED BY U.S. DEPARTMENT OF VETERANS AFFAIRS		5. ADMINISTERED BY (If other than item 5)		CODE	
NAME AND ADDRESS OF CONTRACTOR (No., street, city, county, State and ZIP Code) OCWEN FEDERAL BANK FSB 1675 PALM BEACH LAKES BOULEVARD WEST PALM BEACH, FL 33401				6. DELIVERY <input type="checkbox"/> FOB ORIGIN <input checked="" type="checkbox"/> OTHER (See below)	
				9. DISCOUNT FOR PROMPT PAYMENT NET 30	
				10. SUBMIT INVOICES (4 copies unless otherwise specified) TO THE ADDRESS SHOWN IN: BLOCK 12	
CODE		FACILITY CODE			
11. SHIP TO/MARK FOR		CODE		12. PAYMENT WILL BE MADE BY	
				CODE	
13. AUTHORITY FOR USING OTHER THAN FULL AND OPEN COMPETITION: <input type="checkbox"/> 10 U.S.C. 2304(c) <input type="checkbox"/> 41 U.S.C. 253(c)				14. ACCOUNTING AND APPROPRIATION DATA 101-3630151-5914-305025-2580-02000600	
15A. ITEM NO.		15B. SUPPLIES/SERVICES		15C. QUANTITY	15D. UNIT
001				1	EA
002				1	EA
003				1	EA
004				1	EA
005					
				15G. TOTAL AMT	
16. TABLE OF CONTENTS					
(✓) SEC.	DESCRIPTION		PAGE(S)	(✓) SEC.	DESCRIPTION
PART I - THE SCHEDULE				PART II - CONTRACT CLAUSES	
X	A	SOLICITATION/CONTRACT FORM	1	X	I
X	B	SUPPLIES OR SERVICES AND PRICES/COSTS	6	CONTRACT CLAUSES 30	
X	C	DESCRIPTION/SPECS./WORK STATEMENT	42	PART III - LIST OF DOCUMENTS, EXHIBITS AND OTHER ATTACHMENTS	
X	D	PACKAGING AND MARKING	1	X	J
X	E	INSPECTION AND ACCEPTANCE	1	LIST OF ATTACHMENTS 82	
X	F	DELIVERIES OR PERFORMANCE	1	PART IV - REPRESENTATIONS AND INSTRUCTIONS	
X	G	CONTRACT ADMINISTRATION DATA	1	K	REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFERORS
X	H	SPECIAL CONTRACT REQUIREMENTS	2	L	INSTRS., CONDS., AND NOTICES TO OFFERORS
				M	EVALUATION FACTORS FOR AWARD
CONTRACTING OFFICER WILL COMPLETE ITEM 17 OR 18 AS APPLICABLE					
17. <input checked="" type="checkbox"/> CONTRACTOR'S NEGOTIATED AGREEMENT (Contractor is required to sign this document and return 03 copies to issuing office.) Contractor agrees to furnish and deliver all items or perform all the services set forth or otherwise identified above and on any continuation sheets for the consideration stated herein. The rights and obligations of the parties to this contract shall be subject to and governed by the following documents: (a) this award/contract, (b) the solicitation, if any, and (c) such provisions, representations, certifications, and specifications, as are attached or incorporated by reference herein. (Attachments are listed herein.)				18. <input type="checkbox"/> AWARD (Contractor is not required to sign this document.) Your offer on Solicitation Number _____ including the additions or changes made by you which additions or changes are set forth in full above, is hereby accepted as to the items listed above and on any continuation sheets. This award consummates the contract which consists of the following documents: (a) the Government's solicitation and your offer, and (b) this award/contract. No further contractual document is necessary.	
19A. NAME AND TITLE OF SIGNER (Type or print) RONALD M. FARIS, PRESIDENT				20A. NAME OF CONTRACTING OFFICER JESSICA THRASHER WILSON	
19B. NAME OF CONTRACTOR BY <u>[Signature]</u> (Signature of person authorized to sign)		19C. DATE SIGNED 8/27/03		20B. UNITED STATES OF AMERICA BY <u>[Signature]</u> (Signature of Contracting Officer)	
				20C. DATE SIGNED 8/27/03	

[Federal Register: March 8, 2004 (Volume 69, Number 45)]  
[Rules and Regulations]  
[Page 10618-10619]  
From the Federal Register Online via GPO Access [wais.access.gpo.gov]  
[DOCID:fr08mr04-24]

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DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 36

RIN 2900-AL85

Delegation of Authority--Property Management Contractor

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

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SUMMARY: The Department of Veterans Affairs (VA) is amending its delegation of authority regulation with respect to the loan guaranty program. This amendment will permit certain officers of the private contractor performing property management functions to execute all documents necessary for the management and sale of single-family properties acquired by VA under its housing loan guaranty program. This amendment will provide notice to buyers, lenders, and other real estate professionals of the contractor's authority to sign these documents rather than requiring VA to prepare and record powers of attorney, thereby increasing the efficiency of the loan guaranty program.

DATES: Effective Date: March 8, 2004.

SUPPLEMENTARY INFORMATION: The provisions of 38 U.S.C. chapter 37 authorize the Secretary of Veterans Affairs (VA) to guarantee or make loans to veterans. Following the termination of loans which have been in serious default, the holder of the guaranteed loan may, pursuant to 38 U.S.C. 3732(c), have an election to convey to the Secretary the property which had secured the loan. Upon receipt of these properties, VA sells them to the general public in order to reduce the loss to the Federal Treasury on the guaranteed loan. The sale of such properties is not a benefit to veterans.

VA has contracted with a private entity to handle the management and resale of its inventory of acquired properties. In order to increase the efficiency of this contract, certain officers of the contractor are being delegated authority to execute, on behalf of VA, routine documents necessary for the management and sale of these properties.

Currently, 38 CFR 36.4342 authorizes certain VA officials, such as field station Directors, Loan Guaranty Officers, and Assistant Loan Guaranty Officers, to execute these documents. Regional Offices are

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required to maintain a cumulative list of all employees of that office who have held the designated positions since May 1, 1980. In addition, 38 CFR 36.4342(e) authorizes certain officers of the private contractor servicing loans made or acquired by VA to execute on behalf of the Secretary all documents necessary for the servicing and termination of those loans. VA also maintains a log of the corporate officers who have been authorized to execute these documents.

This rule adds a new paragraph (f) to 38 CFR 36.4342 which delegates to persons holding the office of Senior Vice President, Vice President, Assistant Vice President, Assistant Secretary, Director, and Senior Manager of the entity performing property management and sales functions under a contract with VA the authority to execute all documents necessary for the management and sale of residential real property acquired by VA under the housing loan program authorized by 38 U.S.C. chapter 37. Documents authorized to be executed will include sales contracts, deeds, documents relating to removing adverse occupants, and any documents relating to sales closings. The authorization to execute deeds is limited to deeds other than general warranty deeds.

The Director of the VA Loan Guaranty Service, Washington, DC, will maintain a log listing all corporate officers of the contractor who have been authorized to execute documents and the dates during which these persons were authorized to act. VA will also maintain copies of resolutions of the contractor's board of directors authorizing these persons to execute these documents. Those files will be available for public inspection and copying during normal business hours at the Office of the Director of VA Loan Guaranty Service, Washington, DC 20420.

The provisions of 38 CFR 36.4342(f) are published without regard to the notice and comment and delayed effective date provisions of 5 U.S.C. 553 since they relate to agency management and personnel and are not substantive rules.

#### Unfunded Mandates

The Unfunded Mandates Reform Act requires, at 2 U.S.C. 1532, that agencies prepare an assessment of anticipated costs and benefits before developing any rule that may result in an expenditure by State, local, or tribal governments, in the aggregate, or by the private sector of \$100 million or more in any given year. This proposed amendment would ~~have no such~~ effect on State, local, or tribal governments, or the private sector.

#### Paperwork Reduction Act

This document contains no provisions constituting a collection of information under the Paperwork Reduction Act (44 U.S.C. 3501-3520).

#### Regulatory Flexibility Act

The Secretary of Veterans Affairs hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601-612. The final rule relates to agency management and personnel and does not contain substantive provisions affecting small

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entities. Accordingly, pursuant to 5 U.S.C. 605(b), this final rule is

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exempt from the initial and final regulatory flexibility analysis requirements of sections 603 and 604.

There is no Catalog of Federal Domestic Assistance number for this program.

#### List of Subjects in 38 CFR Part 36

Condominiums, Housing, Indians, Individuals with disabilities, Loan programs-housing and community development, Loan programs, Indians, Loan programs-veterans, Manufactured homes, Mortgage insurance, Reporting and recordkeeping requirements, Veterans.

Approved: February 24, 2004.

Anthony J. Principi,  
Secretary of Veterans Affairs.

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For the reasons set out in the preamble, 38 CFR part 36 is amended as set forth below.

#### PART 36--LOAN GUARANTY

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1. The authority citation of part 36 continues to read as follows:

Authority: 38 U.S.C. 501, 3701-3704, 3707, 3710-3714, 3719, 3720, 3729, 3762, unless otherwise noted.

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2. Section 36.4342 is amended by:

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a. Adding paragraph (f) immediately after paragraph (e).

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b. Removing the second authority citation that appears at the end of the section.

The addition reads as follows:

Sec. 36.4342 Delegation of authority.

\* \* \* \* \*

(f)(1) Authority is hereby delegated to the officers, designated in paragraph (f)(2) of this section, of the entity performing property management and sales functions under a contract with the Secretary to execute on behalf of the Secretary all documents necessary for the management and sales of residential real property acquired by the Secretary pursuant to 38 U.S.C. chapter 37. Documents executed under this paragraph include but are not limited to: sales contracts, deeds, documents relating to removing adverse occupants, and any documents relating to sales closings. The authorization to execute deeds is limited to deeds other than general warranty deeds.

(2) The designated officers are: Senior Vice President, Vice President, Assistant Vice President, Assistant Secretary, Director, and Senior Manager.

(3) The Director, Loan Guaranty Service, Washington, DC, shall maintain a log listing all persons authorized to execute documents pursuant to paragraph (f) of this section and the dates such persons held such authority, together with certified copies of resolutions of the board of directors of the entity authorizing such individuals to perform the functions specified in paragraph (f)(1) of this section.

These records shall be available for public inspection and copying at the Office of the Director of VA Loan Guaranty Service, Washington, DC 20420.

\* \* \* \* \*

(Authority: 38 U.S.C. 501, 3720(a)(5))

[FR Doc. 04-5108 Filed 3-5-04; 8:45 am]

BILLING CODE 8320-01-P

**OCWEN FEDERAL BANK FSB  
CERTIFICATE OF SECRETARY**

The undersigned hereby certifies as follows:

1. He is the duly elected, qualified and acting Secretary of Ocwen Federal Bank, FSB (the "Company"), and in charge of the minute books and corporate records of the Company.

2. Set forth below is a true copy of certain resolutions duly adopted by the Executive Committee of the Board of Directors of Ocwen Federal Bank, FSB on July 6, 2004:

**RESOLVED**, that the Senior Vice President of Residential Loan Servicing, Vice President of Residential Loss Mitigation, Vice President of Ocwen Realty Advisors, Vice President of Capital Markets, Director of VA REO, Director of REO, Director of Customer Service, Director of Loan Servicing, Director of Vendee Loan Originations, Senior Manager of VA REO, Senior Manager of Customer Relations, Director of Corporate Services, and Senior Manager of Mortgage Operations, Manager of VA REO, Manager of REO, and Senior Supervisor of Contract Management be, and hereby are, authorized to execute, acknowledge, seal, deliver, endorse, file, record and process the following documents, on behalf of the Bank as necessary or desirable and appropriately completed, in the ordinary course of servicing one-to-four family residential mortgage loans, including the marketing and sale of real estate owned:

deeds; mortgages; note endorsements; subordinations; modifications; lost note affidavits; assignments, satisfactions, releases and reconveyances of deeds, mortgages, subordinations, modifications and other recorded documents; checks or other instruments received by the Bank and made payable to a prior servicer; hazard claims; tax authority notifications and declarations; bills of sale and other instruments of sale, conveyance, and transfer; and all ordinary, appropriate or necessary endorsements, acknowledgements, affidavits and other supporting documents;

**RESOLVED**, that each of the Senior Vice President of Residential Loan Servicing, Vice President of Ocwen Realty Advisors, Director of Customer Service, Director of VA REO, Director of REO, Director of Loan Servicing, Director of Corporate Services, Senior Manager of VA REO and Vice President of Residential Loss Mitigation, Default Servicing Liaison be, and are hereby, authorized, among other things, to execute, acknowledge, seal, deliver, endorse, file, record and process the following documents, on behalf of the Bank as necessary or desirable and appropriately completed, in the ordinary course of servicing one-to-four family residential mortgage loans, including the marketing and sale of real estate owned:



insurance filings and claims; affidavits of debt; substitutions of trustee or counsel; non-military affidavits; notices of rescission; foreclosure deeds; transfer tax affidavits; affidavits of merit; verifications of complaints; notices to quit; bankruptcy declarations for the purpose of filing motions to lift stays; and all other ordinary, appropriate or necessary documents in connection with insurance, foreclosure, bankruptcy and eviction actions;

**RESOLVED**, that the Senior Vice President of Residential Loan Servicing, Vice President of Ocwen Realty Advisors, Director of Loan Servicing and Vice President of Residential Loss Mitigation be, and hereby are authorized and directed to execute all documents necessary for the purchase by the Bank of real property located in Puerto Rico, to take all actions necessary and desirable to administer the assets and the property of the Bank, including without limitation, purchases, endorsements, allonges, assignments of mortgages and trust deeds, other assignments and reconveyances, deeds, leases, contracts and legal pleadings, and to appear on behalf of the Bank in any legal proceeding related to the Property and the assets;

**RESOLVED**, that the Vice President of Ocwen Realty Advisors, Director of Servicing Operations, Director of REO, Manager of REO, Director of VA REO, Senior Manager of VA REO, Manager of VA REO and the Director of Investor Reporting be, and are hereby, appointed Assistant Secretaries of the Bank for the purposes of attesting documents in the ordinary course of servicing one-to-four family residential mortgage loans, including the marketing and sale of real estate owned, provided that such documents have been executed by other signatories named in the preceding resolutions;

**RESOLVED**, that the Senior Vice President of Residential Loan Servicing, Vice President of Ocwen Realty Advisors and Director of Investor Reporting be, and hereby are, authorized to execute, acknowledge, seal, deliver, endorse, file, record and process loss letters and stop advance certificates, on behalf of the Bank as necessary or desirable and appropriately completed, in the ordinary course of servicing one-to-four family residential mortgage loans, including in connection with real estate owned;

**RESOLVED**, that the proper officers be, and hereby are, authorized to appoint an attorney in fact to act for and in representation of the proper officers and for the Banks use and benefit in the exercise of the proper officers authority with regards to real property located in Puerto Rico;

**RESOLVED**, that for the purposes of these resolutions, the proper officers shall be: the Chairman and Chief Executive Officer, the President, any Vice President, the Treasurer, the Secretary and any Assistant Secretary;

**RESOLVED**, that any and all actions previously taken by the proper officers of the Bank on behalf of the Bank, or by the persons authorized herein but predating the date hereof, in furtherance of the purpose and intent of any or all of the foregoing resolutions be, and hereby are, ratified, confirmed, adopted and approved in all respects as the duly authorized acts of the Bank;

**RESOLVED**, that the proper officers of the Bank be, and each of them hereby is, authorized and directed, in the name and on behalf of the Bank, to take any and all such further actions, to execute, deliver and perform, under its corporate seal or otherwise, any and all such further agreements, documents, certificates and instruments, to make any and all such filings, to seek any and all such approvals and to pay any and all such costs and expenses as in their, his or her judgment may be necessary, appropriate or advisable in order to carry out the purpose and intent of any or all of the foregoing resolutions and to effectuate the transactions authorized thereby; and

**FURTHER RESOLVED**, that these resolutions rescind and supersede all prior resolutions of the Executive Committee or of the Board of Directors with respect to the matters addressed herein.

3. Set forth below is a list of the Company's officers and personnel who are authorized to execute the documents referred to in the foregoing resolutions, together with the title and department of such officer and personnel. Each of such officers and personnel is as of the date hereof, a duly appointed officer or employee of the Company, holding the office or position set forth opposite his/her name.

<u>Name</u>	<u>Title</u>
Scott W. Anderson	Senior Vice President, Residential Loan Servicing
Margery A. Rotundo	Vice President, Residential Loss Mitigation
Richard Delgado	Vice President, Capital Markets and Servicing Acquisitions
Michael H. Moreland	Director, VA REO
Joseph Hillery	Director, REO
Brian J. Laforest	Director, Investor Reporting
Normajean N. Cohn	Director, Customer Service
Paul E. Neff	Director, Servicing Operations

Robert G. Hall	Director, Loan Servicing
John Eder	Director, Vendee Loan Originations
Barbara G. Darling	Senior Manager, VA REO
Robert E. Kaltenbach	Senior Manager, Customer Relations
Steve A. Nielsen	Director, Corporate Services
Andrew C. Kurek	Manager, REO
Terri Hunter	Manager, VA REO
Mike Huot	Manager, VA REO
Kathryn Poston	Manager, VA REO
Mike Kartsonakis	Manager, VA REO
Adrienne Desouza	Manager, VA REO
Mark L. Elliot	Senior Supervisor, Contract Management
Pamela M. Adams	Default Servicing Liaison

4. The foregoing resolutions have not been amended, altered or otherwise modified and are, at the date of this Certificate, in full force and effect.

IN WITNESS WHEREOF, the undersigned has executed this certificate and affixed the corporate seal of the Company on this 13<sup>th</sup> day of July, 2004.

  
Kevin J. Wilcox  
Secretary



**CORRECT TRUE COPY  
OF ORIGINAL DOCUMENT**